

Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

ROBERT BOULE,

Plaintiff,

v.

ERIK EGBERT and JANE DOE EGBERT  
and their marital community,

Defendants.

No. 2:17-cv-00106-RSM

FIRST SET OF INTERROGATORIES AND  
REQUESTS FOR PRODUCTION TO  
ROBERT BOULE

ERIK EGBERT,

Counterclaimant,

v.

ROBERT BOULE,

Counterdefendant.

TO: Robert Boule, Plaintiff;

AND TO: Breean L. Beggs, Gregory Donald Boos, and W. Scott Railton, his  
attorneys.

FIRST SET OF INTERROGATORIES AND REQUESTS FOR  
PRODUCTION TO ROBERT BOULE (No. 2:17-cv-00106-RSM) - 1

LAW OFFICES OF  
**MILLS MEYERS SWARTLING P.S.**  
1000 SECOND AVENUE, 30TH FLOOR  
SEATTLE, WASHINGTON 98104  
TELEPHONE (206) 382-1000  
FACSIMILE (206) 386-7343

**EXHIBIT B**

1 Please respond within 30 days to the following interrogatories and requests for  
2 production in accordance with applicable Federal Rules of Civil Procedure.

3 **INSTRUCTIONS**

4 1. These discovery requests are continuing in nature, and you are requested to  
5 promptly supplement your responses if you learn of new or different information.

6 2. If you are unable to fully answer any of these discovery requests after exercising  
7 due diligence to obtain the requested information, so state and answer the request to the extent  
8 possible, setting forth whatever information you have and the efforts you made to obtain the  
9 requested information.

10 3. As used in these discovery requests, the words “and” and “or” should not be  
11 interpreted to exclude any information otherwise within the scope of any discovery request.

12 4. If you are withholding any information because of a claim of privilege or  
13 protection, please state the nature of the information withheld, and describe the privilege with  
14 sufficient specificity to permit a full determination of whether it is valid.

15 5. AGENT ERIK EGBERT WILL MOVE TO EXCLUDE EVIDENCE AND  
16 WITNESSES NOT DISCLOSED IN RESPONSE TO THESE DISCOVERY REQUESTS.

17 **DEFINITIONS**

18 1. As used in these discovery requests, “document” has its ordinary meaning, but  
19 also means every kind of record, writing, drawing, graphs, charts, photographs, sound  
20 recordings, images, data, and data compilation, and all types of electronically stored  
21 information in any medium from which information can be obtained either directly or, if  
22 necessary, after translation into a reasonably usable form.

23 2. In reference to a person, “identify” means to state the person’s full name, last-  
24 known address, e-mail address, and telephone number.

6. As used in these discovery requests, “your vehicles” refers to any vehicles owned by you or any businesses in which you have an ownership interest.

**INTERROGATORY NO. 1:** Please provide your full name, birth date, and Social Security number. If you have ever used another name, please state the other name and provide the dates used.

**INTERROGATORY NO. 2:** Please list the addresses where you have resided since May 1, 2007; provide the dates you lived at each address; and identify all persons who lived at each address with you.

**ANSWER:**

1           **INTERROGATORY NO. 3:** Please identify all persons who have ever been members  
2 of your immediate family, including your parents, siblings, spouse, former spouses, and  
3 children, both natural and adopted, and state their relationship to you.

4           **ANSWER:**  
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7           **INTERROGATORY NO. 4:** Please describe your work history, providing each  
8 employer's name, address, and telephone number; your job title; your salary or wages; and the  
9 dates of employment.

10          **ANSWER:**  
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13          **INTERROGATORY NO. 5:** Please provide the following information for any  
14 businesses in which you have an ownership interest: the legal name of the business; the  
15 percentage owned by you; the date you acquired your interest or started the business; and the  
16 name, address, telephone number, and e-mail address of any co-owner.

17          **ANSWER:**  
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20          **INTERROGATORY NO. 6:** Please describe your educational background, including  
21 each school you attended, the dates of attendance, degrees earned, and any honors or awards.

22          **ANSWER:**  
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1           **INTERROGATORY NO. 7:** Have you ever pleaded guilty or no contest to a crime  
2 or been convicted of a crime? If so, please set forth the crime, the date of the conviction or  
3 plea, the court name and file number in each case, and the penalty imposed.

4           **ANSWER:**  
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8           **INTERROGATORY NO. 8:** Have you ever been a party to a lawsuit or claim for  
9 damages other than this one? If so, for each lawsuit or claim for damages, please identify the  
10 parties, briefly describe the nature and disposition of the lawsuit or claim, and, if applicable,  
11 state the court and cause number.

12           **ANSWER:**  
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16           **INTERROGATORY NO. 9:** Please identify all healthcare providers (including  
17 physicians, chiropractors, physical therapists, dentists, mental-health professionals, and  
18 counselors) who have consulted with you or treated you since January 1, 2007, and state the  
19 dates and reasons for such consultation or treatment.

20           **ANSWER:**  
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1           **INTERROGATORY 10:** With respect to Kaya Fikret's stay at the Smuggler's Inn on  
2 or around March 20, 2014, please state when and how his reservation was made, the reason for  
3 his stay, the amounts paid for his room and transportation, when and how the charges for his  
4 room and transportation were paid, the dates of his actual stay, and when and where he was  
5 transported by you or your or the Smuggler's Inn employees.

6           **ANSWER:**  
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9           **INTERROGATORY NO. 11:** Please list and describe in detail each injury (whether  
10 physical, emotional, or mental) that you allegedly sustained as a result of the March 20, 2014,  
11 incident; identify the healthcare providers who have treated you for each such injury; state the  
12 dates and cost of treatment; and state whether each such injury has resolved.

13           **ANSWER:**  
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16           **INTERROGATORY NO. 12:** Do you anticipate that you will suffer any permanent  
17 or long-term physical, mental, or emotional injury, impairment, or disability because of the  
18 March 20, 2014, incident? If so, please explain in detail the nature and extent of the injury,  
19 impairment, or disability, and identify any healthcare providers who have diagnosed it or  
20 treated you for it.

21           **ANSWER:**  
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1           **INTERROGATORY NO. 13:** Please describe every physical, emotional, or mental  
2 complaint, condition, injury, impairment, or disability you currently have but that you do *not*  
3 relate to the March 20, 2014, incident or Agent Egbert.

4           **ANSWER:**  
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8           **INTERROGATORY NO. 14:** Do you claim past or future loss of income, earning  
9 capacity, or business expectancy as a result of the March 20, 2014, incident or Agent Egbert?  
10 If so, please provide the dates you sustained (or will sustain) a loss of income, the amount of  
11 loss, and the source from which the income would have been obtained.

12           **ANSWER:**  
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16           **INTERROGATORY NO. 15:** Are there are any outstanding liens or subrogated  
17 interests of any kind relating to the March 20, 2014, incident or Agent Egbert? If so, please  
18 identify each person or entity claiming a lien or interest, the amount claimed, and the reason  
19 therefore.

20           **ANSWER:**  
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1           **INTERROGATORY NO. 16:** Have you ever applied for, been eligible for, or  
2 enrolled in Medicare, regardless of whether you are currently enrolled in Medicare? If so,  
3 please explain specifically and in detail when and why you applied, became eligible, or  
4 enrolled.

5           *(Note: This information is necessary for all parties to comply with Medicare*  
6 *regulations. See 42 U.S.C. § 1395y(b)(8), also known as Section 111 of the*  
7 *Medicare, Medicaid and SCHIP Extension Act of 2007, and 42 U.S.C.*  
8 *§ 1395y(b)(2), also known as the Medicare Secondary Payer Act. If you are*  
*not currently a Medicare beneficiary but become eligible for Medicare during*  
*the pendency of this lawsuit, you must supplement your response at that time.)*

9           **ANSWER:**

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12           **INTERROGATORY NO. 17:** Have you ever applied for disability or worker's  
13 compensation benefits? If so, please identify the entity or agency to which you applied, and  
14 state the reason you applied for the benefits, the date you applied, and the result of the  
15 application.

16           **ANSWER:**

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19           **INTERROGATORY NO. 18:** Please identify all persons who have been employed  
20 by you or the Smuggler's Inn (whether as employees or independent contractors) since January  
21 1, 2009, providing each person's name, address, telephone number, and e-mail address; the  
22 dates of employment; job title; and salary or wages.

23           **ANSWER:**



1           **INTERROGATORY NO. 19:** Please identify all persons who have crossed the border  
2 (either into Canada or into the United States) via your property since January 1, 2009,  
3 providing each person's name, address, telephone number, and e-mail address; and for each  
4 person, state the date of the border crossing and whether it was into Canada or the United  
5 States.

6           **ANSWER:**  
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9           **INTERROGATORY NO. 20:** Please identify all persons who have been arrested in  
10 or near one of your vehicles or on or near your property since January 1, 2009, providing each  
11 person's name, address, telephone number, and e-mail address; and for each person, state the  
12 date of the arrest, the arresting agency, and the reason for the arrest.

13           **ANSWER:**  
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16           **INTERROGATORY NO. 21:** Please describe specifically and in detail all  
17 advertisements placed by you or the Smuggler's Inn since January 1, 2009, including the form  
18 and content of each advertisement and when, where, and with whom it ran.

19           **ANSWER:**  
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**REQUESTS FOR PRODUCTION**

**REQUEST FOR PRODUCTION NO. 1:** Please produce all documents identified in your answers to the above interrogatories.

**RESPONSE:**

**REQUEST FOR PRODUCTION NO. 2:** If you have maintained any social-media accounts for yourself or the Smuggler's Inn (Myspace, LinkedIn, Twitter, Instagram, Pinterest, etc.) at any time since January 1, 2012, please produce a copy of your profile page, including every posting, from January 1, 2012, to the present.

**RESPONSE:**

**REQUEST FOR PRODUCTION NO. 3:** Please produce all documents (including diary entries, notes, blog posts, letters, e-mails, text messages, instant or chat messages, messages on social-media websites, and comments posted to social-media websites) that reflect your thoughts or experiences relating to the March 20, 2014, incident, Agent Egbert, or your claimed injuries and damages.

**RESPONSE:**

**REQUEST FOR PRODUCTION NO. 4:** Please produce all statements made by you, whether written or recorded, relating to the March 20, 2014, incident, Agent Egbert, or your claimed injuries and damages.

**RESPONSE:**

1           **REQUEST FOR PRODUCTION NO. 5:** Please produce all witness statements,  
2 whether written or recorded, relating to the March 20, 2014, incident, Agent Egbert, or your  
3 claimed injuries and damages.

4           **RESPONSE:**  
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8           **REQUEST FOR PRODUCTION NO. 6:** Please produce all documents that refer or  
9 relate to Kaya Fikret, his transportation, or his stay at the Smuggler's Inn on or around March  
10 20, 2014.

11          **RESPONSE:**  
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15          **REQUEST FOR PRODUCTION NO. 7:** Please produce all written or recorded  
16 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
17 messages, and messages on social-media websites) with Kaya Fikret or his representatives.

18          **RESPONSE:**  
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22          **REQUEST FOR PRODUCTION NO. 8:** Please produce all documents exchanged  
23 with Kaya Fikret or his representatives.

24          **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 9:** Please produce all written or recorded  
2 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
3 messages, and messages on social-media websites) with the United States or its employees that  
4 refer or relate to the March 20, 2014, incident, Agent Egbert, your claimed injuries and  
5 damages, or Kaya Fikret.

6           **RESPONSE:**  
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9           **REQUEST FOR PRODUCTION NO. 10:** Please produce all documents exchanged  
10 with the United States or its employees that refer or relate to the March 20, 2014, incident,  
11 Agent Egbert, your claimed injuries and damages, or Kaya Fikret.

12          **RESPONSE:**  
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15          **REQUEST FOR PRODUCTION NO. 11:** Please produce all written or recorded  
16 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
17 messages, and messages on social-media websites) with Jim Harber or his representatives that  
18 refer or relate to the March 20, 2014, incident or your claimed injuries and damages.

19          **RESPONSE:**  
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22          **REQUEST FOR PRODUCTION NO. 12:** Please produce all documents exchanged  
23 with Jim Harber or his representatives that refer or relate to the March 20, 2014, incident or  
24 your claimed injuries and damages.

25          **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 13:** Please produce all documents related to  
2 any government inquiry or action (IRS audit, Social Security audit, etc.) you allege was  
3 instituted because of Agent Egbert.

4           **RESPONSE:**  
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7           **REQUEST FOR PRODUCTION NO. 14:** Please produce all written or recorded  
8 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
9 messages, and messages on social-media websites) with Donald Starr, Rachel Martinen, or  
10 their representatives that refer or relate to the IRS's audit, Agent Egbert, or your claimed  
11 damages.

12           **RESPONSE:**  
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15           **REQUEST FOR PRODUCTION NO. 15:** Please produce all documents exchanged  
16 with Donald Starr, Rachel Martinen, or their representatives that refer or relate to the IRS's  
17 audit, Agent Egbert, or your claimed damages.

18           **RESPONSE:**  
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21           **REQUEST FOR PRODUCTION NO. 16:** Please produce all written or recorded  
22 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
23 messages, and messages on social-media websites) with Scott Henderson or his representatives  
24 that refer or relate to the Social Security audit, Agent Egbert, or your claimed damages.

25           **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 17:** Please produce all documents exchanged  
2 with Scott Henderson or his representatives that refer or relate to the Social Security audit,  
3 Agent Egbert, or your claimed damages.

4           **RESPONSE:**  
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7           **REQUEST FOR PRODUCTION NO. 18:** Please produce all written or recorded  
8 communications (including voicemail messages, letters, e-mails, text messages, instant or chat  
9 messages, and messages on social-media websites) with any current or former employee or  
10 independent contractor of yours or the Smuggler's Inn that refer or relate to the March 20,  
11 2014, incident, Agent Egbert, your claimed injuries and damages, or Kaya Fikret.

12           **RESPONSE:**  
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15           **REQUEST FOR PRODUCTION NO. 19:** Please produce all documents exchanged  
16 with any current or former employee or independent contractor of yours or the Smuggler's Inn  
17 that refer or relate to the March 20, 2014, incident, Agent Egbert, your claimed injuries and  
18 damages, or Kaya Fikret.

19           **RESPONSE:**  
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22           **REQUEST FOR PRODUCTION NO. 20:** Please produce all of your healthcare  
23 records since January 1, 2007.

24           **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 21:** Please produce all medical bills relating  
2 to care you contend was necessary because of the March 20, 2014, incident.

3           **RESPONSE:**  
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6           **REQUEST FOR PRODUCTION NO. 22:** If you allege any income loss, diminished  
7 earning capacity, or business-expectancy loss, please produce all records that document your  
8 or the Smuggler's Inn's income since January 1, 2007, including W-2 forms, income-tax  
9 returns, and records of cash earnings.

10          **RESPONSE:**  
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13          **REQUEST FOR PRODUCTION NO. 23:** Please produce all documents relating to  
14 liens or subrogated interests of any kind arising out of the March 20, 2014, incident, including  
15 any correspondence from the Department of Labor and Industries, Medicare, or any insurance  
16 carrier.

17          **RESPONSE:**  
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20          **REQUEST FOR PRODUCTION NO. 24:** Please produce all documents relating to  
21 any applications you made for public assistance, Social Security, unemployment, disability, or  
22 worker's compensation payments.

23          **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 25:** Please produce all other documents that  
2 support your claims for damages, including all documents that support each element of special  
3 damages and general damages you claim and how the amount was determined or calculated.

4           **RESPONSE:**  
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7           **REQUEST FOR PRODUCTION NO. 26:** Please produce all documents relating to  
8 any of your criminal convictions, guilty pleas, or pleas of no contest.

9           **RESPONSE:**  
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12           **REQUEST FOR PRODUCTION NO. 27:** Please produce all releases, covenants, or  
13 settlement documents of any kind that relate to the March 20, 2014, incident, Agent Egbert, or  
14 your claimed injuries and damages.

15           **RESPONSE:**  
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18           **REQUEST FOR PRODUCTION NO. 28:** Please produce copies of all audio  
19 recordings, photographs, and videos of your interaction with Agent Egbert on March 20, 2014.  
20 If available, please produce the documents in electronic (JPEG or MPEG) format.

21           **RESPONSE:**  
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1           **REQUEST FOR PRODUCTION NO. 29:** Please produce copies of all photographs  
2 and videos of your injuries. If available, please produce the documents in electronic (JPEG or  
3 MPEG) format.

4           **RESPONSE:**  
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7           **REQUEST FOR PRODUCTION NO. 30:** Please produce copies of all photographs  
8 and videos taken after the March 20, 2014, incident that depict you engaging in any sports or  
9 recreational activities. If available, please produce the documents in electronic (JPEG or  
10 MPEG) format.

11          **RESPONSE:**  
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14          **REQUEST FOR PRODUCTION NO. 31:** Please produce copies of any  
15 transportation licenses issued to you or any companies in which you have an ownership interest  
16 since January 1, 2007.

17          **RESPONSE:**  
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20          **REQUEST FOR PRODUCTION NO. 32:** If you know of any other documents or  
21 tangible items that might be relevant to this lawsuit, please produce them.

22          **RESPONSE:**  
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1 DATED: August 8, 2017

2 MILLS MEYERS SWARTLING P.S.  
3 Attorneys for Agent Erik Egbert

4 By:

5   
6 Geoffrey M. Grindeland, WSBA No. 35798  
7 Nikki C. Carsley, WSBA No. 46650  
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**ATTORNEY CERTIFICATION**

I hereby certify that, to the best of my knowledge, information, and belief formed after a reasonable inquiry, these discovery responses, including any objections, comply with FRCP 26 and applicable law.

DATED: \_\_\_\_\_

PAUKERT & TROPPMANN, PLLC  
Attorneys for Plaintiff

By: \_\_\_\_\_  
Breean L. Beggs  
WSBA No. 20795

CASCADIA CROSS-BORDER LAW  
Attorneys for Plaintiff

By: \_\_\_\_\_  
Gregory Boos  
WSBA No. 8331  
W. Scott Railton  
WSBA No. 28413

**VERIFICATION BY PLAINTIFF**

I declare under penalty of perjury under the laws of Washington and the United States that these discovery responses are complete and correct.

DATED: \_\_\_\_\_ at \_\_\_\_\_, Washington.  
(date) (city)

\_\_\_\_\_  
Robert Boule

**CERTIFICATE OF SERVICE**

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on this date I caused to be served in the manner indicated a copy of the within and foregoing document upon the following persons:

*Attorneys for Plaintiff:*

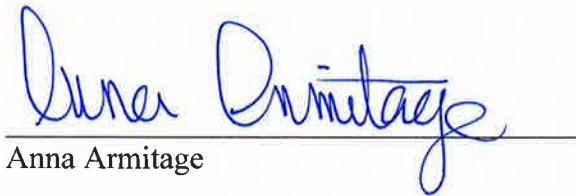
Breean L. Beggs  
Paukert & Troppmann, PLLC  
522 W Riverside Ave, Ste 560  
Spokane, WA 99201

- ☐ Via first class mail, postage prepaid
- ☐ Via facsimile to 509-232-7762
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Gregory Donald Boos  
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- ☐ Via first class mail, postage prepaid
- ☐ Via facsimile to 360-676-5459
- ☐ Via legal messenger
- ☒ Via e-mail to  
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DATED: August 8, 2017

  
Anna Armitage